

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,	)	No: 4:21CR3139
	)	
Plaintiff,	)	
	)	
vs.	)	
	)	
ANNA IDIGIMA,	)	
	)	
Defendant.	)	Videoconference
	)	February 14, 2023

TRANSCRIPT OF PLEA PROCEEDINGS  
BEFORE THE HONORABLE CHERYL R. ZWART  
UNITED STATES MAGISTRATE JUDGE

A-P-P-E-A-R-A-N-C-E-S

FOR THE PLAINTIFF: Ms. Sara E. Fullerton  
Mr. John J. Schoettle  
Assistant United States Attorneys  
100 Centennial Mall North  
Suite 487, Federal Building  
Lincoln, NE 68508-3865

FOR THE DEFENDANT: Mr. Jerry M. Hug  
Hug, Jacobs Law Firm  
209 South 19th Street  
Suite 323  
Omaha, NE 68102

TRANSCRIBER: Mary E. Kinnison  
1171 N 17th Ave  
Blair, NE 68008  
(402) 427-3080

Proceedings recorded by electronic sound recording,  
transcript produced with computer.

1 (At 2:39 p.m. on February 14, 2023; with counsel and  
2 the defendant present via videoconference:)

3 COURTROOM DEPUTY: We're on the record.

4 THE COURT: We're on the record in Case Number  
5 4:21CR3139. This is the United States of America versus  
6 Anna Idigima.

7 Counsel, please enter your appearance.

8 MS. FULLERTON: Your Honor, I'm Assistant United  
9 States Attorney Sara Fullerton, representing the government.

10 MR. SCHOETTLE: And Your Honor, John Schoettle on  
11 behalf of the government as well.

12 THE COURT: All right. Ms. Idigima, you are here  
13 today because I've been told that you want to enter a plea  
14 of guilty.

15 Is that true?

16 THE DEFENDANT: Yes.

17 THE COURT: I need to explain to you that I am not  
18 your sentencing judge and I'm not the judge who will  
19 determine whether your guilty plea is accepted and whether  
20 your plea agreement is accepted. Those matters will be  
21 taken up by Judge Gerrard who is your sentencing judge, but  
22 what I can do for you today is gather some information from  
23 you and make a recommendation to Judge Gerrard on those  
24 issues.

25 Do you agree to proceed before me?

1 THE DEFENDANT: Yes.

2 (Defendant sworn.)

3 THE COURT: You are now under oath. You've sworn  
4 to tell the truth which means if you lie during this  
5 proceeding, you can be separately prosecuted for the crime  
6 of perjury.

7 Do you understand?

8 THE DEFENDANT: Yes.

9 THE COURT: At this time, I'm going to have the  
10 government explain to you again the charge to which you  
11 intend to plead guilty and the possible penalty for that  
12 charge.

13 Ms. Fullerton.

14 MS. FULLERTON: Yes, Your Honor.

15 Ms. Idigima, Count I of the Superseding Indictment  
16 alleges in substance as follows: Beginning on or about  
17 June 1st, 2021, and continuing to on or about  
18 September 23rd, 2021, in the District of Nebraska, you were  
19 involved in a conspiracy to distribute and possess with the  
20 intent to distribute 5 kilograms of more of a mixture or  
21 substance containing a detectable amount of cocaine, a  
22 Schedule II controlled substance; 400 grams or more of a  
23 mixture or substance containing a detectable amount of  
24 fentanyl, a Schedule II controlled substance; and 50  
25 kilograms or more of a detectable amount of marijuana, a

1 Schedule I controlled substance, which resulted in serious  
2 bodily injury to the following persons: A.M., B.M., and  
3 I.B., in violation of Title 21, United States Code, Section  
4 846.

5 Do you understand what you're charged with?

6 THE DEFENDANT: Yes.

7 MS. FULLERTON: The possible penalty for that  
8 charge is a term of imprisonment of not less than 20 years  
9 nor more than life imprisonment and a fine of up to  
10 \$10 million.

11 Following any term of imprisonment, there will be a  
12 term of supervised release of not less than five years nor  
13 more than life, and there is also a \$100 special assessment.

14 Do you understand the possible penalties?

15 THE DEFENDANT: Yes, I do.

16 THE COURT: Having heard the charges and the  
17 possible penalties, is it still your intent to plead guilty?

18 THE DEFENDANT: Yes, ma'am.

19 THE COURT: I have in front of me a petition to  
20 enter a plea of guilty and a plea agreement, both of which  
21 appear to have been signed by you.

22 Did you go over these documents with your lawyer?

23 THE DEFENDANT: Yes, ma'am.

24 THE COURT: Going to the petition, the document  
25 with all of the questions and answers in it, did you answer

1 each of those questions truthfully?

2 THE DEFENDANT: Yes, ma'am.

3 THE COURT: Were your answers recorded correctly?

4 THE DEFENDANT: Yes, ma'am

5 THE COURT: And after going through the document,  
6 did you sign it?

7 THE DEFENDANT: Yes, ma'am.

8 THE COURT: Going to the plea agreement, did you  
9 read it?

10 THE DEFENDANT: Yes, I did.

11 THE COURT: Did your attorney explain it to you?

12 THE DEFENDANT: Yes, he did.

13 THE COURT: Were there any questions about its  
14 meaning that he was unable to answer?

15 THE DEFENDANT: No, ma'am.

16 THE COURT: And after going through the document,  
17 did you sign it?

18 THE DEFENDANT: Yes, I did.

19 THE COURT: When you went over these documents,  
20 were you under the influence of drugs or alcohol or having  
21 any difficulty thinking?

22 THE DEFENDANT: No, ma'am.

23 THE COURT: Are you under the influence of  
24 anything right now?

25 THE DEFENDANT: No, ma'am.

1 THE COURT: Are you having any difficulty hearing,  
2 understanding, and answering my questions?

3 THE DEFENDANT: No, ma'am.

4 THE COURT: Has anybody threatened you in any way  
5 to get you to plead guilty?

6 THE DEFENDANT: No, ma'am.

7 THE COURT: Has anybody promised you anything  
8 other than the promises in the plea agreement to get you to  
9 plead guilty?

10 THE DEFENDANT: No, ma'am.

11 THE COURT: Do you understand that if the Court  
12 accepts your plea of guilty, you will be found guilty of a  
13 felony?

14 THE DEFENDANT: Yes, ma'am.

15 THE COURT: Do you understand you have the right  
16 to plead not guilty and make the government try to prove  
17 this case at trial?

18 THE DEFENDANT: Yes, ma'am.

19 THE COURT: Do you understand you are giving up  
20 your trial rights by pleading guilty?

21 THE DEFENDANT: Yes, ma'am.

22 THE COURT: You've been represented in this case  
23 by Mr. Hug; is that correct?

24 THE DEFENDANT: Correct.

25 THE COURT: Do you believe that he has

1 investigated this case sufficiently so that you know what to  
2 do today?

3 THE DEFENDANT: Yes, ma'am.

4 THE COURT: Are you satisfied with his  
5 representation?

6 THE DEFENDANT: Absolutely.

7 THE COURT: Do you understand that if you chose to  
8 go to trial, you would have the right to counsel  
9 representation at the trial at no cost to you?

10 THE DEFENDANT: Yes.

11 THE COURT: Do you understand you would have a  
12 jury trial?

13 THE DEFENDANT: Yes.

14 THE COURT: Do you understand that at that trial,  
15 you would have the right to see and hear the witnesses who  
16 testify against you and to have them cross-examined on your  
17 behalf?

18 THE DEFENDANT: Yes, ma'am.

19 THE COURT: Do you understand you would have the  
20 right to call witnesses for you and if they would not come  
21 voluntarily, you could get a court order called a subpoena  
22 to make them come and testify?

23 THE DEFENDANT: Yes, ma'am.

24 THE COURT: Do you understand that if you chose to  
25 go to trial, you could testify yourself if you wanted to or

1       you could stay silent?

2               THE DEFENDANT:   Yes, ma'am.

3               THE COURT:   Do you understand that if you stayed  
4       silent at the trial, the jury would not be allowed to  
5       consider that silence in deciding whether you are guilty?

6               THE DEFENDANT:   Yes, ma'am.

7               THE COURT:   And do you understand that if you  
8       chose to go to trial, the government would not get a  
9       conviction against you unless it was able to prove to every  
10      single juror that you are guilty beyond a reasonable doubt?

11              THE DEFENDANT:   Yes, ma'am.

12              THE COURT:   Are you willing to give up all of  
13      those trial rights and plead guilty in this case instead?

14              THE DEFENDANT:   Yes, I am.

15              THE COURT:   With a guilty plea, you will have a  
16      felony record, and with that felony record comes the loss of  
17      civil rights.  Those rights include the right to vote, the  
18      right to serve on a jury, the right to hold a public office,  
19      the right to carry a weapon.

20              You could also lose federal benefits, but you will lose  
21      rights.

22              Do you understand?

23              THE DEFENDANT:   Yes, I do.

24              THE COURT:   And knowing that you will lose civil  
25      rights, are you willing to plead guilty?



1 THE DEFENDANT: Yes, I am.

2 THE COURT: You are looking at a sentence in this  
3 case of a minimum of 20 years and up to life in prison, a  
4 possible fine of up to \$10 million could be imposed in  
5 addition to any term of imprisonment, supervised release of  
6 at least five years up to a lifetime, and a \$100 mandatory  
7 special assessment.

8 Is that your understanding of what you're facing?

9 THE DEFENDANT: Yes, ma'am.

10 THE COURT: Has Mr. Hug explained the sentencing  
11 guidelines to you?

12 THE DEFENDANT: Yes, he has.

13 THE COURT: Has he explained that those guidelines  
14 provide the starting point that Judge Gerrard will look at  
15 in determining what your sentence ought to be?

16 THE DEFENDANT: Yes, ma'am.

17 THE COURT: Do you understand that Judge Gerrard  
18 will consider all of your relevant conduct when determining  
19 your sentence?

20 THE DEFENDANT: Yes.

21 THE COURT: For example, he's going to consider  
22 such things as the number of victims that were involved in  
23 this case, the extent of their injuries, the facts  
24 underlying any other allegations that have been set forth in  
25 the Indictment [sic] against you, any criminal history you

1 may have, the types of crimes reflected in that history,  
2 whether you were in a position of trust at the time when  
3 this occurred, those types of things.

4 Do you understand that?

5 THE DEFENDANT: Yes, ma'am.

6 THE COURT: And once Judge Gerrard considers all  
7 of your relevant conduct and makes his findings, do you  
8 understand that he can sentence you within the guidelines  
9 you discussed with your attorney, but he does not have to?  
10 He could go above or below those guidelines based upon his  
11 determination.

12 Do you understand?

13 THE DEFENDANT: Yes, I do.

14 THE COURT: And once Judge Gerrard determines how  
15 much time you will spend in prison, do you understand you  
16 will be required to serve all of that time, and the most you  
17 can get off of that sentence is 54 days per year for good  
18 time served, and that's only if you earn good time?

19 Do you understand?

20 THE DEFENDANT: Yes, I do.

21 THE COURT: Now, after you serve your time in  
22 prison, your sentence will not be over. You will be placed  
23 on what is called supervised release for at least five years  
24 and perhaps for the rest of your life. I need to make sure  
25 you understand what that is.

1           At the time of sentencing, Judge Gerrard is going to  
2           include in your sentencing order a list of rules called  
3           conditions of release that you must follow -- excuse me --  
4           after you get out of prison for a minimum of five years and  
5           perhaps for the rest of your life.

6           Do you understand that?

7           THE DEFENDANT: Yes, ma'am.

8           THE COURT: Do you understand that you will be  
9           under the supervision of the Court's probation office while  
10          subject to those conditions, and if you violate them, you  
11          can go back to jail?

12          THE DEFENDANT: Yes.

13          THE COURT: And do you understand that if you  
14          violate the conditions of release by committing another  
15          crime, your penalty or sentence on the new crime could be  
16          greater than it otherwise would have been merely because you  
17          were still serving a sentence in this case when you  
18          committed yet another crime?

19          Do you understand?

20          THE DEFENDANT: Yes.

21          THE COURT: You will be required to pay the \$100  
22          mandatory special assessment.

23          Were you aware of that?

24          THE DEFENDANT: Yes, I was.

25          THE COURT: Is there restitution in this case,

1 Ms. Fullerton?

2 MS. FULLERTON: Sorry, Judge. No, Your Honor.

3 THE COURT: All right. Ms. Idigima, you have a  
4 plea agreement which outlines your agreement regarding what  
5 should happen at the time of sentencing. Do you understand  
6 that this agreement is between you and the government and is  
7 not binding on Judge Gerrard?

8 THE DEFENDANT: Yes.

9 THE COURT: At this time, I'm going to have the  
10 government explain the plea agreement to you. Please listen  
11 as Ms. Fullerton does that.

12 Ms. Fullerton.

13 MS. FULLERTON: Yes, Your Honor.

14 In substance, the plea agreement is for Ms. Idigima to  
15 plead guilty to Count I of the Superseding Indictment. In  
16 exchange for that plea, the government agrees to move to  
17 dismiss Counts II and III of the Superseding Indictment and  
18 the original Indictment at the time of sentencing.

19 The government agrees the defendant will not be  
20 federally prosecuted in the District of Nebraska for any  
21 drug-trafficking crimes, including drug-trafficking crimes  
22 related to overdoses caused by the distribution of cocaine  
23 and/or fentanyl which may have resulted in serious injuries  
24 or death as disclosed by the discovery materials delivered  
25 to Defendant's attorney other than the charges set out in

1 the Superseding Indictment.

2 This agreement not to prosecute her for specific crimes  
3 does not prevent any prosecuting authority from prosecuting  
4 her for any other crime.

5 The plea agreement is limited to the U.S. Attorney's  
6 Office for the District of Nebraska and cannot bind any  
7 other federal, state, or local prosecuting, administrative,  
8 or regulatory authorities.

9 The parties agree that Ms. Idigima should be held  
10 responsible beyond a reasonable doubt for at least  
11 10,000 kilograms but less than 30,000 kilograms of converted  
12 drug weight.

13 The parties agree that her base offense level should be  
14 38 because serious bodily injury resulted from the use of  
15 the substances under the guidelines.

16 The parties agree that Ms. Idigima's off- -- offense  
17 level should be increased by two levels because she abused a  
18 position of public or private trust or used a special skill  
19 in a manner that significantly facilitated the commission or  
20 concealment of the offense.

21 If she is otherwise fol- -- found to qualify for  
22 acceptance of responsibility, the government will move that  
23 she get the full three-level reduction for acceptance, and  
24 the parties agree that she does not meet the criteria for a  
25 safety valve reduction.

1           The parties agree that she may request or recommend  
2 additional downward adjustments or departures and that the  
3 government will oppose any such requests not otherwise  
4 covered in the plea agreement.

5           The parties have no agreement concerning her criminal  
6 history category, except that if she were to be determined  
7 to be a career offender, the parties agree her criminal  
8 history category would be VI.

9           Ms. Idigima hereby knowingly and expressly waives any  
10 and all rights to appeal her conviction and sentence except  
11 for a claim of ineffective assistance of counsel and the  
12 right to file a motion under Section 3582(c)(1)(A) for  
13 compassionate release.

14           Defendant also knowingly and expressly waives any and  
15 all rights to contest her conviction and sentence in any  
16 post-conviction proceedings, including proceedings under  
17 28 U.S. Code Section 2255, except the right to timely  
18 challenge her conviction and sentence if the Eighth Circuit  
19 Court of Appeals or the U.S. Supreme Court later find the  
20 charge to which she has agreed to plead guilty fails to  
21 state a crime, and the right to seek post-conviction relief  
22 based on ineffective assistance of counsel.

23           That, in substance, is the plea agreement.

24           THE COURT: Mr. Hug, do you agree?

25           MR. HUG: I agree, Your Honor, yes.

1 THE COURT: All right. Ms. Idigima, did you  
2 listen as the government described the plea agreement?

3 THE DEFENDANT: Yes, ma'am.

4 THE COURT: Did that description match your  
5 understanding of your agreement with the government?

6 THE DEFENDANT: Yes, it does.

7 THE COURT: Under the terms of the plea agreement,  
8 you're giving up your right to appeal and to collateral  
9 attack with certain exceptions, and I need to make sure you  
10 understand what you're giving up.

11 Everything that's done by this court is subject to  
12 being looked at by another court to make sure it was done  
13 right. The process is called an appeal, and the court that  
14 looks at it is the Eighth Circuit Court of Appeals.

15 Do you understand?

16 THE DEFENDANT: Yes.

17 THE COURT: Under the terms of this plea  
18 agreement, you're giving up your right to that appeal  
19 process with two exceptions.

20 You can claim that you had ineffective assistance of  
21 counsel or you can request compassionate release and appeal  
22 the denial of any such request. But in any other  
23 circumstances, you're giving up your right to appeal.

24 Do you understand that?

25 THE DEFENDANT: Yes, I do.

1           THE COURT: Do you under- -- Collateral attack is  
2 different than an appeal. It arises after all of the appeal  
3 process is over, and it allows you to challenge your  
4 conviction and your sentence by claiming your constitutional  
5 rights were violated.

6           Do you understand?

7           THE DEFENDANT: Yes.

8           THE COURT: Under the terms of this plea  
9 agreement, you're giving up your right to that type of  
10 proceeding as well, again, with two exceptions.

11          You can claim that you had ineffective assistance of  
12 counsel or you can claim that what you're admitting to here  
13 today is not a crime. But in all other respects, you're  
14 giving up your right to collateral attack.

15          Do you understand that?

16          THE DEFENDANT: Yes, ma'am.

17          THE COURT: Do you understand that your waiver of  
18 appeal and your waiver of collateral attack apply both to  
19 your conviction and to the sentence you have not yet  
20 received?

21          THE DEFENDANT: Yes, ma'am.

22          THE COURT: Have you talked to Mr. Hug about your  
23 appeal rights and your collateral attack rights?

24          THE DEFENDANT: Yes.

25          THE COURT: After having those discussions and



1 considering your options, have you decided to give up your  
2 right to appeal and to collateral attack with the exceptions  
3 listed in the plea agreement?

4 THE DEFENDANT: Yes, ma'am.

5 THE COURT: Has anybody made any promises to you  
6 that are not in the written plea agreement?

7 THE DEFENDANT: No, ma'am.

8 THE COURT: Do you understand there is no  
9 guarantee your sentence will be less because you pled guilty  
10 instead of being found guilty by a jury?

11 THE DEFENDANT: Yes, ma'am.

12 THE COURT: At this time, I'm going to have the  
13 government explain the key facts the government would  
14 present at trial if this case went to trial. Please listen  
15 as Ms. Fullerton does that.

16 Ms. Fullerton.

17 MS. FULLERTON: Yes, Your Honor. If this matter  
18 were to go to trial, the government believes the following  
19 information would go before the jury.

20 Beginning in about June of 2021, Ms. Idigima was an  
21 employee of the Nebraska State Patrol stored evidence room  
22 in Lincoln, and she began stealing drugs that were being  
23 held in completed State Patrol cases which were awaiting  
24 destruction orders.

25 She was providing those drugs to her boyfriend and

1 co-defendant, George Weaver, who was then selling them in  
2 Lincoln.

3 Video surveillance from the State Patrol evidence  
4 storage facility shows Ms. Idigima opening sealed boxes,  
5 taking items from those boxes, putting them in garbage bags,  
6 and loading those bags into her personal vehicle on several  
7 occasions between June 16th of 2021 and August 12th of 2021.

8 The Lincoln/Lancaster County Narcotics Task Force  
9 conducted an audit of the State Patrol evidence storage  
10 areas where Ms. Idigima had access, and the following  
11 approximate totals of drugs, among others, were found to be  
12 missing: 154 pounds of marijuana, 19 pounds of cocaine, and  
13 6 pounds of fentanyl.

14 In August of 2021, investigators searched co-defendant  
15 Weaver's Snapchat account and found drug-related  
16 conversations and a photo of several large bags of marijuana  
17 on a bed. One of those bags had a piece of red evidence  
18 label tape on it, which was consistent with evidence tape  
19 used by the State Patrol.

20 In a search of an apartment that was rented by Weaver,  
21 investigators found residue containing cocaine, fentanyl,  
22 and marijuana.

23 On August 4th of 2021, a Nebraska City couple, who will  
24 be A.M. and B.M., both overdosed at their home. One of them  
25 required CPR, both were given Narcan, and they both had to

1 be transported to hospitals in Omaha.

2 During a search of their residence, two bags of white  
3 powder containing cocaine and fentanyl weighing a total of  
4 just under an ounce were found.

5 Dr. Stacey Hail [phonetic], who is a physician who is  
6 board certified in emergency medicine and med- -- medical  
7 toxicology, reviewed first responder and hospital records  
8 for A.M. and B.M., and Dr. Hail determined that their use of  
9 cocaine laced with fentanyl carried a substantial risk of  
10 death had they not been given Narcan.

11 After they recovered, both A.M. and B.M. told  
12 investigators they bought what they thought was an ounce of  
13 cocaine in Lincoln from a person who will be Witness 1.

14 B.M. engaged in a recorded phone call monitored by the  
15 State Patrol with Witness 1. Witness 1 apologized for  
16 selling them bad cocaine, admitted it must have had fentanyl  
17 in it.

18 Witness 1 was then contacted by law enforcement,  
19 admitted selling the cocaine to A.M. and B.M., and said he  
20 bought the ounce of cocaine from George Weaver over the  
21 course of two purchases in late July and early August of  
22 2021.

23 Witness 1 has an agreement to cooperate with -- with  
24 the federal government.

25 On August 18th of 2021, I.B. was found unresponsive

1 between two trailers in Lincoln. He was given CPR and  
2 Narcan and was hospitalized.

3 A search of his car turned up a baggie containing about  
4 2 grams of white substance, and another 2 grams of a similar  
5 substance were found folded up in some paper in his wallet.  
6 Both those items were found to contain cocaine and fentanyl.

7 Dr. Hail reviewed reports and medical records for this  
8 incident and determined I.B. would have been at a  
9 substantial risk of death had he not been given Narcan.

10 I.B. later told investigators he bought what he thought  
11 was cocaine earlier the day of his overdose from a person  
12 who will be Witness 2, and had used some of that substance  
13 in his car just prior to his overdose.

14 Witness 2 has a federal cooperation agreement. He was  
15 arrested on August 20, 2021, with approximately 1 ounce of  
16 cocaine and fentanyl. He said it was some of the "bad  
17 stuff" which was causing overdoses and said he got it from  
18 Weaver one to two weeks prior.

19 After his arrest, Witness 2 worked with investigators  
20 and met with Weaver and had a recorded conversation about  
21 paying Weaver for drugs that the witness had previously  
22 purchased from him, including the cocaine which caused  
23 I.B.'s overdose.

24 This particular recorded conversation took place at  
25 Ms. Idigima's residence.

1           Witness 3 also has a federal agreement. He started  
2           obtaining cocaine from Weaver in about June of 2021. On one  
3           occasion he met with Weaver who had a white female in his  
4           van. Weaver referred to the female as his plug.

5           Witness 3 said he did not see that female again until  
6           he saw Ms. Idigima's photo in the newspaper after she and  
7           Weaver were arrested.

8           Witness 3 also visited the apartment rented by Weaver  
9           where the witness saw about 20 plastic bags, each containing  
10          a pound of marijuana, along with compressed sheets of THC  
11          and THC concentrates.

12          In the middle of July of 2021, Weaver showed the  
13          witness three large gray evidence bags containing a white  
14          dust which Weaver said was cocaine, but the witness did not  
15          believe him based on appearance and taste.

16          Witness 4 has a non-prosecution agreement. In July of  
17          2021, she bought 50 ecstasy pills from Mr. Weaver and  
18          Ms. Idigima together. Weaver told the witness that Idigima  
19          worked for a law enforcement agency, and the witness said  
20          she paid for the pills by sending money to Idigima's  
21          Cash App account.

22          Witness 5 has a federal agreement. In August or  
23          September of 2021, she arranged to trade 4 ounces of  
24          methamphetamine to Weaver in exchange for 500 what were  
25          labeled M30 pills.

1           She said Weaver arrived at the location of the  
2           transaction with Idigima, and Idigima was the one who pulled  
3           the bag of pills out of her purse.

4           In January of 2023, Ms. Idigima wrote a letter, which  
5           she intended to be sent from the Saline County jail where  
6           she was housed, to an inmate at another correctional  
7           facility.

8           In that letter, she identified herself as "Anna  
9           Idigima" and wrote, "You may have heard about the case. I  
10          was the evidence tech from the Nebraska State Patrol who  
11          took 1.2 million in drugs and sold them."

12          This all occurred in Nebraska.

13                THE COURT: Mr. Hug, do you agree if this case  
14          went to trial, that evidence would go before a jury?

15                MR. HUG: Yes, Your Honor.

16                THE COURT: Ms. Idigima, did you listen as the  
17          government described the evidence against you?

18                THE DEFENDANT: Yes, ma'am.

19                THE COURT: Is all of that true?

20                THE DEFENDANT: Yes, ma'am.

21                THE COURT: Between June 1st of 2021 and  
22          September 23rd of 2021, were you in Nebraska?

23                THE DEFENDANT: I went to Florida at one -- at one  
24          point. I can't remember when, but it was --

25                THE COURT: Well...

1 THE DEFENDANT: -- during that time.

2 THE COURT: Were you working for the Nebraska  
3 State Patrol during that period of time?

4 THE DEFENDANT: Yes, ma'am.

5 THE COURT: With the exception of the -- I assume  
6 you're talking about like a vacation to Florida, were you in  
7 Nebraska?

8 THE DEFENDANT: Yes, ma'am.

9 THE COURT: Did you know Mr. George Lesley  
10 Weaver Jr.?

11 THE DEFENDANT: Yes, I do.

12 THE COURT: Did you and he distribute drugs  
13 together?

14 THE DEFENDANT: Yes, we did.

15 THE COURT: Did you provide the drugs by using  
16 your access to drugs from the Nebraska State Patrol and  
17 providing them to Weaver or directly selling them yourself?

18 THE DEFENDANT: Yes, ma'am.

19 THE COURT: Over the period of time where you were  
20 doing this, did you distribute and possess with the intent  
21 to distribute 5 kilograms or more of a mixture or substance  
22 containing a detectable amount of cocaine?

23 THE DEFENDANT: Yes, ma'am.

24 THE COURT: Did you also distribute and possess  
25 with the intent to distribute 400 grams or more of a mixture

1 or substance containing a detectable amount of fentanyl?

2 THE DEFENDANT: Yes, ma'am.

3 THE COURT: And during that same period of time,  
4 did you distribute and possess with the intent to distribute  
5 50 kilograms or more of a detectable amount of marijuana?

6 THE DEFENDANT: Yes, ma'am.

7 THE COURT: With respect to the fentanyl, were --  
8 was some of the fentanyl -- or some of the cocaine that you  
9 distributed along with Mr. Weaver laced with fentanyl?

10 THE DEFENDANT: I believe so, yes.

11 THE COURT: Did the drugs that you sold, either  
12 directly or through Mr. Weaver, result in serious bodily  
13 injury to persons who initials are A.M., B.M., and I.B.?

14 THE DEFENDANT: Yes, ma'am.

15 THE COURT: Any additional questions,  
16 Ms. Fullerton?

17 MS. FULLERTON: No, Your Honor.

18 THE COURT: Mr. Hug?

19 MR. HUG: No, Your Honor.

20 THE COURT: Ms. Fullerton, do you believe the  
21 guilty plea is knowing, intelligent, and voluntary, and that  
22 there is a factual basis for it?

23 MS. FULLERTON: Yes, Your Honor.

24 THE COURT: Mr. Hug, do you agree?

25 MR. HUG: I do agree.



1 THE COURT: Ms. Idigima, do you want the Court to  
2 accept your plea of guilty?

3 THE DEFENDANT: Yes, ma'am.

4 THE COURT: Do you have any questions of me before  
5 I proceed?

6 THE DEFENDANT: No, ma'am.

7 THE COURT: To Count I of the Superseding  
8 Indictment, which alleges that beginning on or about  
9 June 1st of 2021 and continuing until September 23rd of  
10 2021, while in the District of Nebraska, you, along with  
11 George Lesley Weaver, Jr., did knowingly and intentionally  
12 combine, conspire, confederate, and agree together to  
13 distribute and possess with the intent to distribute  
14 5 kilograms or more of a mixture or substance containing a  
15 detectable amount of cocaine, 400 grams or more of a mixture  
16 or substance containing a detectable amount of fentanyl, and  
17 50 kilograms or more of a detectable amount of marijuana  
18 resulting in serious bodily injury to three people, initials  
19 of which are A.M., B.M., and I.B., what do you plead?

20 THE DEFENDANT: Guilty.

21 THE COURT: I do find that your guilty plea is  
22 knowing, intelligent, and voluntary, and that there is a  
23 factual basis for it. I will recommend to Judge Gerrard  
24 that he accept your plea agreement and your plea.

25 We're looking at a sentencing date of May 15th at 1:30.

1 Does that work for everyone?

2 MS. FULLERTON: Judge, I will probably be out of  
3 town that week.

4 THE COURT: Okay. See what else we've got. Could  
5 we go with May 25th at 2:30?

6 MS. FULLERTON: That works for me.

7 MR. HUG: That works for me, Your Honor.

8 THE COURT: All right. Is there anything else  
9 that we need to take up at this time?

10 MS. FULLERTON: No, Your Honor.

11 MR. HUG: Not on behalf of the defendant,  
12 Your Honor.

13 THE COURT: All right. We are in recess.

14 (Recess taken at 3:08 p.m.)

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16 \*\*\*\*\*

17  
18 I, Mary E. Kinnison, certify that the foregoing is a  
19 correct transcription to the best of my ability from the  
20 digital recording of the proceedings held in the  
21 above-entitled matter.

22  
23 /s/Mary E. Kinnison  
24 Transcriber

March 4, 2023  
Date

25